IN THE HIGH COURT OF BOMBAY AT GOA

CRIMINAL MISC. APPLICATION (MAIN) NO. 255 OF 2006

SHRI UMESH REDKAR, PANAJI GOA. ....Appellant

Versus

SHRI JOSEPH A. FERNANDES, PONDA GOA. ....Respondent

Mr. Rohit Bras De Sa, Advocate for the Applicant.
Mr. S. D. Padiyar, Advocate for the Respondent.

Coram:- N. A. BRITTO, J.

Date:- 2nd August, 2006

P.C.:-

Heard Mr. Rohit Bras De Sa, the learned Counsel on behalf of the applicant/complainant and Mr. S. D. Padiyar, the learned Counsel on behalf of the respondent/accused.

The learned J.M.F.C. having allowed the complainant to produce the cheque for a sum of Rs.3,00,000/- ought to have also allowed to produce the statutory notice in respect of the said cheque.

In view of the above, the application is allowed. The complainant is allowed to produce the said statutory notice. Needless to say the relevancy of the cheque of Rs.3,00,000/- as well as the statutory notice relating to the same shall be decided by the learned J.M.F.C., as already noted by her, at the time of final hearing. Petition disposed of.

N. A. BRITTO, J.

RD.